

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Patent Application of

MASSFELDER et al.

Atty. Ref.: 3665-133

Serial No. 10/520,085

TC/A.U.: 1643

Filed: January 5, 2005

Examiner: Gussow

For: USE OF PTHRP ANTAGONISTS FOR TREATING RENAL CELL CARCINOMA

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**October 21, 2009**

**Mail Stop Appeal Brief - Patents**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE**

Sir:

Responsive to the Notification of Non-Compliant Appeal Brief dated September 29, 2009, an amended Appeal Brief is being filed concurrently herewith. A fee is not believed to be required for entry and consideration of the present paper and attached amended Appeal Brief. The Office is authorized however to charge any required missing or deficient fee to the undersigned's Deposit Account No. 14-1140

**MASSFELDER et al.**  
**Serial No. 10/520,085**  
**Atty. Ref.: 3665-133**  
**Response**  
**October 21, 2009**

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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